

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

PS - PR and RD Department -Allegations of irregularities in execution and construction of Grama Sachivalayam Building at Turuvolu of Cheedikada Mandal in Visakhapatnam District - Common disciplinary proceedings and charges against **Sri K. Ganga Raju, Special Officer, Turuvolu Gram Panchayat of Cheedikada Mandal & Mandal Educational Officer, Cheedikada Mandal, Visakhapatnam District** - Inquiry conducted - Charge not held not proved - Further action dropped - Orders - Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No. 169

Dated.10.04.2023.

Read the following:

1. From the District Panchayat Officer, Visakhapatnam Letter No. Roc. NO. 243908/2020/A4 (A2), dated:03.08.2021 addressed to the Commissioner, Panchayat Raj & Rural Development, A.P, Tadepalli, Guntur District.
2. School Education Department concurrence dt:07.08.2021 in file No. PRR01-PR/174/2021-PTS.II (Computer No. 1474106) of PTS.II of PR&RD. Department file.
3. G.O.Rt.No.449, PR&RD (Vig. I) Department, Dated: 13.08.2021.
4. G.O.Rt.No.450, PR&RD (Vig. I) Department, Dt: 13.08.2021.
5. From Sri K. Ganga Raju, Mandal Education Officer, Cheedikada Mandal and former Special Officer, Gram Panchayat, Turuvolu of Cheedikada Mandal, written statement of defence, dt: 31.08.2021.
6. G.O.Rt.No.568, PR&RD (Vig. I) Department, Dt: 01.11.2021.
7. From the CE, PR.II & Inquiry Officer, Letter No. CE PR/ER/Tiruvolu.VSP/2022, dated: 22.01.2022.
8. Govt. Memo No. 1474778/Vig. I/2021, PR&RD (Vig. I) Department, Dt: 01.11.2022.
9. From Sri K. Ganga Raju, Mandal Education Officer, Cheedikada Mandal, Visakhapatnam District, representation dt: 06.11.2022.

ORDER:-

In the reference 1st read above, the District Panchayat Officer, Visakhapatnam District has informed that **Sri K. Ganga Raju, Special Officer, Turuvolu Gram Panchayat, Cheedikada Mandal & Mandal Education Officer, Cheedikada Mandal, Visakhapatnam District** has made payment vide cheque dated 27.10.2020 after the issuance of Hon'ble High Court interim orders dt: 11.06.2020 and requested to initiate disciplinary action against the individual in the matter. The School Education Department vide reference 2nd read above have accorded consent to initiate departmental action against the individual in the matter.

2. Accordingly, vide reference 3rd read above, Government in the Panchayat Raj and Rural Development (Vig. I) Department have initiated common disciplinary proceedings under Rule 24 of APCS (CC&A) Rules, 1991 against **Sri K. Ganga Raju, Special Officer, Turuvolu Gram Panchayat, Cheedikada Mandal & Mandal Education Officer, Cheedikada Mandal, Visakhapatnam District** duly framing following article of charge vide reference 4th read above under Rule 20 of above said rules against him, with a direction to submit his written statement of defence :

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Charge :

That **Sri P. Ganga Raju, Special Officer, Turuvolu GP of Cheedikada Mandal & Mandal Education Officer, Cheedkada Mandal, Visakhapatnam District** has failed to implement the interim orders of the Hon'ble High Court dated 11.06.2021 in W.P. No. 9883/2020 filed by Sri B. Koteswara Rao and 11 others, R/o. Turuvolu, Cheedikada Mandal, Visakhapatnam District, wherein the Hon'ble High Court directed the respondents "not to take any construction or other activities which is unconnected to the School activity or which effects the healthy atmosphere of the School being run by the State Government / Local Bodies in the State of AP pending further orders".

Inspite of Hon'ble High Court interim Orders on 11.06.2020, Sri P. Ganga Raju, Special Officer, Turuvolu GP of Cheedikada Mandal & Mandal Education Officer, Cheedkada Mandal, Visakhapatnam District has made payment to Sri Pothala Pydithalli Babu vide Cheque No.415288 dated: 27.10.2020 for the work construction of Grama Sachivalayam building was taken up in the premises of MPP school at Tiruvolu of Cheedikada (M) in Visakhapatnam Dist., with an Est. cost of Rs.40 lakhs, under 100% NREGS programme, which was sanctioned by the Dist. Collector, Visakhapatnam. Due to which, the payment of Rs. 3,48,340/- was released to Gram Panchayat by Government on 14.10.2020 and also payment en-cashed by Gram Panchayat on 27.10.2020. Hence the charge.

2. In the reference 5th read above, the charged officer **Sri P. Ganga Raju, Mandal Education Officer, Cheedkada Mandal, Visakhapatnam District** has submitted his written statement of defence.
3. Government having not satisfied with the Written Statement Defence submitted by Charged Officer **Sri P. Ganga Raju, Mandal Education Officer, Cheedkada Mandal, Visakhapatnam District** and decided to conduct regular inquiry against the charged officer including **against three (3) other co-charged officers involved in the case.** Accordingly, in the reference 6th read above, Government appointed the Chief Engineer, Panchayat Raj-II & MGNREGS (by designation), O/o. the Engineer-in-Chief, PR, A.P, Vijayawada as the Inquiry Authority under rule 20 (2) of A.P.C.S (CC&A) Rules, 1991 to inquire into the charges framed against all the charged officers in the matter.
4. In the reference 7th read above, the Chief Engineer, PR-II & Inquiry Authority has furnished inquiry report dt: 22.01.2022, wherein the Inquiry Authority has mentioned that the columns were executed up to plinth level as on **10.06.2020 and no further work done thereafter.** The documentary evidence shows that the Mandal Parishad Development Officer who is one of the respondents in above W.P, have received court orders on 27.06.2020 and there is no evidence that the charged officer has known/received the Hon'ble High Court orders as on the date of passing of bills to the extent of construction taken up. The total expenditure incurred on the work for Rs.4,84,897/- has been recovered from the Turuvolu Gram Panchayat duly initiating FTOs on 10.08.2021 and there is no loss. The Inquiry Authority has held that charge framed against the Charged Officer **Sri P. Ganga Raju, Special Officer, Turuvolu GP of Cheedikada Mandal & Mandal Education Officer, Cheedikada Mandal, Visakhapatnam is not held proved, among others.**

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5. In the reference 8th read above, Government, among others, have communicated a copy of the inquiry report to the charged officer **Sri P. Ganga Raju, Mandal Education Officer, Cheedikada Mandal** as per Rule 21 (2) of APCS (CC&A) Rules, 1991 for his representation if any on the findings of the Inquiry Officer **through the Commissioner, School Education Department, A.P, Vijayawada.**

6. In the reference 9th read above, the Charged Officer **Sri P. Ganga Raju, Mandal Education Officer, Chedikada Mandal, Visakhapatnam District** has submitted his representation duly requesting to consider the findings of inquiry authority and to drop further action against him.

7. Government have examined the matter and observe that the Hon'ble High Court in its interim orders dated:11.06.2020 in W.P.No. 9883/2020 have directed the respondents not to undertake any activity of construction in the school premises of Mandal Primary School, Turuvolu, Cheedikada Mandal, Visakhapatnam District pending further orders. **Subsequently** on 25.02.2022 the Hon'ble High Court disposed of the W.P No. 9883 of 2020 and allowed the W.P duly upholding their interlocutory order passed on 11.06.2020 by treating as a part of the order. It has been observed from the inquiry report of the Chief Engineer, PR-II & Inquiry Authority, dt: 22.01.2022 that charge is not held proved against the charged officer for the reasons recorded therein. As such, Government consider and decided to accept the findings of inquiry authority and to drop further action against the charged officer.

8. Accordingly, Government after careful examination of the matter have decided and accordingly hereby drop further action against **Sri P. Ganga Raju, Special Officer, Turuvolu GP of Cheedikada Mandal & Mandal Education Officer, Cheedikada Mandal, erstwhile Visakhapatnam District, now Anakapalli District** in the matter.

9. The Commissioner, School Education Department, A.P, Vijayawada is requested to take necessary action in the matter accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The Commissioner, School Education Department, A.P, Vijayawada.
Sri P. Ganga Raju, Special Officer, Turuvolu GP of Cheedikada Mandal & Mandal Education Officer, Cheedikada Mandal, erstwhile Visakhapatnam District, now Anakapalli District

through the Commissioner, School Education Department, A.P, Vijayawada (with a request to serve the order on the individual and furnish served copy)

The School Education (Vig.) Department.

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Copy to:

The Engineer in Chief, Panchayat Raj, Andhra Pradesh, Vijayawada.
The P.R. & R.D (Pts. II) Department.
The District Panchayat Officer, Visakhapatnam District.
OSD to Hon'ble Dy.C.M for PR&RD.,
PS to Spl. Chief Secretary to Govt., PR&RD. Dept.,
SF/SC.

//FORWARDED::BY::ORDER//


SECTION OFFICER
